

Gayle M. Blatt, SBN 122048
gmb@cgllaw.com
CASEY GERRY SCHENK
FRANCAVILLA BLATT & PENFIELD, LLP
110 Laurel Street
San Diego, CA 92101
Telephone: 619.238.1811
Facsimile: 619.544.9232

Cari Campen Laufenberg (*pro hac vice*)
claufenberg@kellerrohrback.com
KELLER ROHRBACK L.L.P.
1201 Third Avenue, Suite 3400
Seattle, WA 98101
Telephone: 206.623.1900
Facsimile: 206.623.3384

Norman E. Siegel (*pro hac vice*)
siegel@stuevesiegel.com
STEVE SIEGEL HANSON LLP
460 Nichols Road, Suite 200
Kansas City, MO 64112
Telephone: 816.714.7100
Facsimile: 816.714.7101

Interim Co-Lead Class Counsel

Rebekah S. Guyon, SBN 291037
Rebekah.guyon@gtlaw.com
GREENBERG TRAURIG LLP
1840 Century Park East, Suite 1900
Los Angeles, CA 90067
Telephone: (310) 586-7700

Stephen L. Saxl (*pro hac vice*)
saxls@gtlaw.com
One Vanderbilt Avenue
New York, NY 10017
Telephone: (212) 801-9200

Ian C. Ballon, SBN 141819
ballon@gtlaw.com
1900 University Avenue, 5th Floor
East Palo Alto, CA 94303
Telephone (650) 328-8500
Fax: (650) 328-8508

Kristin O'Carroll, SBN 312902
ocarrollk@gtlaw.com
101 Second Street, Suite 2200
San Francisco, CA 94105-3668
Telephone: (415) 655-1300

Attorneys for Defendant 23andMe, Inc.

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

IN RE 23ANDME, INC. CUSTOMER DATA
SECURITY BREACH LITIGATION

CASE NO. 3:24-md-03098-EMC

**JOINT CASE MANAGEMENT
STATEMENT**

Date: August 26, 2025

Time: 2:30 p.m.

The Honorable Edward M. Chen

1 On May 22, 2025, the Court issued a Clerk's Notice Rescheduling Further Case Management
2 Conference (ECF No. 179) scheduling a Further Case Management Conference to be held on August 26,
3 2025 at 2:30 PM and ordering the Parties to file a Joint Case Management Statement by August 26, 2025.
4 The Parties jointly provide the following update and respectfully request a continuance of the Case
5 Management Conference for the reasons set forth below.

6 **I. Update On Bankruptcy Proceedings**

7 As previously reported to the Court in the May 20, 2025 Joint Case Management Statement (ECF
8 No. 178), on March 23, 2025, 23andMe Holding Co. and certain of its direct and indirect subsidiaries,
9 including 23andMe, Inc. (collectively, the "Debtors" or "23andMe"), filed voluntary petitions for relief
10 under chapter 11 of title 11 of the United States Code, 11 U.S.C. §§ 101 *et seq* (the "Bankruptcy Code"),
11 in the United States Bankruptcy Court for the Eastern District of Missouri (the "Bankruptcy Court"). The
12 Debtors' chapter 11 cases are being jointly administered under the lead case *In re 23andMe Holding Co.*,
13 Case No. 25-40976 (collectively, the "Chapter 11 Cases").

14 On March 26, 2025, 23andMe filed a *Notice of Suggestion of Pendency of Bankruptcy for 23andMe*
15 *Holding Co., et al., and Automatic Stay of Proceedings* (ECF No. 175) informing this Court of the
16 commencement of the Chapter 11 Cases and the resulting stay of, among other things, the commencement
17 or continuation of any judicial, administrative, or other action or proceeding against the Debtors (the
18 "Automatic Stay"). 23andMe and the Settling Parties agree that the Automatic Stay, by operation of
19 chapter 11 of title 11 of the U.S. Code (the "Bankruptcy Code"), stays all litigation against the Debtors,
20 including the above-captioned action in which the sole defendant is a Debtor to whom the Automatic Stay
21 applies, and that as of the date hereof, no order has been entered in the Chapter 11 Cases granting relief
22 from the Automatic Stay with respect to such action.

23 On June 27, 2025, the Bankruptcy Court approved the sale of substantially all of the Debtors' assets
24 through a sale pursuant to section 363 of the Bankruptcy Code to TTAM Research Institute ("TTAM") and
25 on July 14, 2025, the Debtors and TTAM consummated the sale transaction.

26 Throughout the pendency of the Chapter 11 Cases, the Debtors and the Settling Parties engaged in
27 discussions to resolve claims arising from the security incident in early October 2023 whereby 23andMe
28

1 learned that an unauthorized third party was able to gain access to certain customer profile information that
2 users had opted into sharing through the DNA Relatives feature (the “Security Incident”).

3 On August 4, 2025, the Debtors and the Settling Parties executed a settlement agreement (the
4 “Settlement Agreement”) to resolve issues relating to the Security Incident, including, among other things,
5 the Settling Parties’ authorization to file a class proof of claim on behalf of U.S. settlement class members
6 and the treatment of claims held by certain U.S. settlement class members in the context of the Chapter 11
7 Cases, which Settlement Agreement remains subject to Bankruptcy Court approval.

8 On August 15, 2025, the Debtors filed their chapter 11 plan (the “Plan”) and the disclosure
9 statement related thereto, which documents incorporate the key terms of the Settlement Agreement. The
10 Debtors and the Settling Parties intend to seek approval of the Settlement Agreement through a standalone
11 motion to be filed in the Chapter 11 Cases or through the Plan confirmation process.

12 **II. The Case Management Conference**

13 Given the Automatic Stay and the pending settlement in Bankruptcy Court, the Debtors believe that
14 a Case Management Conference should not be required at this time and that the Parties’ and Court’s
15 resources will be conserved in favor of judicial economy if the Case Management Conference is continued
16 and this case remains stayed, consistent with the Automatic Stay. Plaintiffs have no objection to continuing
17 the Case Management Conference but are prepared to appear at the currently scheduled Case Management
18 Conference to address any questions the Court may have regarding this matter.

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1 Dated: August 20, 2025

/s/ Gayle M. Blatt
CASEY GERRY
FRANCAVILLA BLATT LLP
Gayle M. Blatt, SBN 122048
110 Laurel Street
San Diego, CA 92101
Telephone: 619.238.1811; Fax: 619.544.9232
gmb@cglaw.com

7 Dated: August 20, 2025

/s/ Cari Campen Laufenberg
KELLER ROHRBACK L.L.P.
Cari Campen Laufenberg (*pro hac vice*)
1201 Third Avenue, Suite 3400
Seattle, WA 98101
Telephone: 206.623.1900; Fax: 206.623.3384
claufenberg@kellerrohrback.com

12 Dated: August 20, 2025

/s/ Norman E. Siegel
STUEVE SIEGEL HANSON LLP
Norman E. Siegel (*pro hac vice*)
460 Nichols Road, Suite 200
Kansas City, MO 64112
Telephone: 816.714.7100; Fax: 816.714.7101
siegel@stuevesiegel.com

Interim Co-Lead Class Counsel

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/s/ Rebekah S. Guyon
GREENBERG TRAURIG, LLP
Rebekah S. Guyon, SBN 291037
1840 Century Park East, Suite 1900
Los Angeles, CA 90067
Telephone: (310) 586-7700
Rebekah.Guyon@gtlaw.com

Stephen L. Saxl (*pro hac vice*)
One Vanderbilt Avenue
New York, NY 10017
Telephone: (212) 801-8184
saxls@gtlaw.com

Attorneys for Defendant 23andMe, Inc.